

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Mark J. Whalen et al.

Serial No.: 10/822,546

Examiner: Jeffrey G. Hoekstra

Filed : April 12, 2004

Group Art Unit: 3763

For : DIAGNOSTIC URETHRAL ASSEMBLY &amp; METHOD

Docket No.: 25064/104/102

**INFORMATION DISCLOSURE STATEMENT**

Mail Stop DD  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**CERTIFICATE UNDER 37 C.F.R. 1.8**

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 28 day of September, 2007.

By: \_\_\_\_\_

*Melissa A. Ziegler*  
Melissa A. Ziegler

Dear Sirs:

Pursuant to the obligations of candor and good faith imposed by 37 C.F.R § 1.56, the documents listed on the attached PTO-1449 are hereby disclosed. The references were cited in a communication pursuant to EPC Art. 96(2) and/or EPC Art. 157(2)(a), each communication likewise listed and transmitted herewith, which recently issued in an equivalent foreign application (i.e., an application having at least a substantially similar scope of disclosure as the instant application), and/or in a foreign application having at least a one priority document in common with the instant application. More particularly, the listed references have been cited by the European Patent Office in application nos. EP 02702085.8 and 02789236.3 as indicated.

No representation is intended to be made hereby that any of the listed references establishes, by itself or in combination with other information, a *prima facie* case of unpatentability of any claim of the present case.

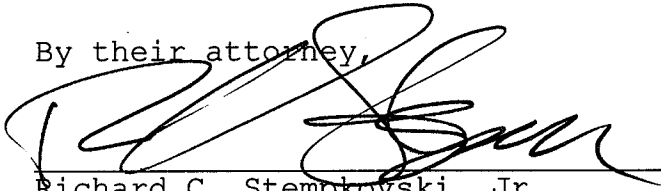
Respectfully submitted,

Mark J. Whalen et al.

By their attorney,

Dated:

9/28/7



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